

**UNITED STATES**  
**FOREIGN INTELLIGENCE SURVEILLANCE COURT**  
**WASHINGTON, D.C.**

U.S. FOREIGN  
INTELLIGENCE  
SURVEILLANCE COURT  
2013 JUL 29 PM 4:48  
LEEANN FLYNN HALL  
CLERK OF COURT

IN RE MOTION TO DISCLOSE AGGREGATE )  
DATA REGARDING FISA ORDERS )  
\_\_\_\_\_ )

Docket No. Misc. 13-04

**CONSENT MOTION FOR THIRD EXTENSION OF TIME  
TO RESPOND TO MICROSOFT CORPORATION'S MOTION**

Pursuant to U.S. Foreign Intelligence Surveillance Court Rule of Procedure 6(d) and Federal Rule of Civil Procedure 6(b), the United States respectfully requests that the deadline for responding to Microsoft Corporation's Motion in this matter be extended by seven days from July 30, 2013, up to and including August 6, 2013. This is the third request for an extension of this deadline.

This matter concerns Microsoft Corporation's request to disclose aggregate information about Foreign Intelligence Surveillance Act orders. The United States respectfully requests that the Court grant this brief extension in order to provide time for further negotiations with Microsoft Corporation regarding the substantial issues raised by Microsoft Corporation in its motion.

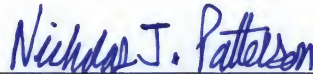
Counsel for the United States conferred with counsel for Microsoft Corporation, who indicated that Microsoft Corporation consents to the relief sought in this motion.

July 29, 2013

Respectfully submitted,

JOHN P. CARLIN  
Acting Assistant Attorney General  
for National Security

TASHINA GAUHAR  
Deputy Assistant Attorney General



---

JEFFREY M. SMITH  
NICHOLAS J. PATTERSON  
U.S. Department of Justice  
National Security Division  
950 Pennsylvania Ave., N.W.  
Washington, D.C. 20530  
Phone: (202) 514-5600  
Fax: (202) 514-8053

*Attorneys for the United States of America*

## **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the Consent Motion for Third Extension of Time to Respond to Microsoft Corporation's Motion was served via Federal Express and email on this 29th day of July, 2013,

addressed to:

James M. Garland  
David N. Fagan  
Alexander A. Berengaut  
Covington & Burling LLP  
1201 Pennsylvania Avenue, NW  
Washington, DC 20004-2401

  
\_\_\_\_\_  
Nicholas J. Patterson

**UNITED STATES**  
**FOREIGN INTELLIGENCE SURVEILLANCE COURT**  
**WASHINGTON, D.C.**

IN RE MOTION TO DISCLOSE AGGREGATE    )  
DATA REGARDING FISA ORDERS                )     Docket No. Misc. 13-04  
\_\_\_\_\_ )

**[PROPOSED] ORDER GRANTING CONSENT MOTION  
FOR THIRD EXTENSION OF TIME TO RESPOND TO  
MICROSOFT CORPORATION'S MOTION**

Having read and considered the United States' Motion for Third Extension of Time to Respond to Microsoft Corporation's Motion, the Motion for Third Extension of Time is hereby GRANTED. The United States' time to respond to Microsoft Corporation's Motion is extended up to and including August 6, 2013.

SO ORDERED, this \_\_\_\_ day of July, 2013.

\_\_\_\_\_  
REGGIE B. WALTON  
Judge, United States Foreign  
Intelligence Surveillance Court